IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE C.Y.SOMAYAJULU

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WRIT PETITION NO : 15955 of 1996

Between:

Coastal Consumer Welfare Association,

Ravulapalem, East Godavari District,

Rep. by its President, Smt. B.G.Ramadevi.

..... PETITIONER

AND

1. E.G.District Consumer Redressal Forum,

Kakinada, Rep. by its President.

2. The State of A.P., Rep. by its Secretary,
Civil Supplies and Consumer Complaints

Department, Secretariat, Hyderabad.

...RESPONDENTS

* * *

ORDER:

Seeking a direction to the State of Andhra Pradesh, represented by its

Secretary, Civil Supplies and Consumer Complaints (2nd respondent) to provide necessary funds to the East Godavari District Consumer Redressal forum at Kakinada i.e., 1st respondent to enable it to hold its sittings at Amalapuram and consequently direct the first respondent to hold its sittings at Amalapuram twice a week, petitioner filed this petition.

2. By G.O.Ms.No.206 Food & Civil Supplies (CS.III) Department, dated 16.7.1993, second respondent constituted 16 full time District Forums, including the first respondent District Forum. By the Memo No.18501/CS.III/93-1 dated 29.11.1993 second respondent issued directions to the first respondent to hold its sittings at Rajahmundry also, 2 days every week or 8 days continuously in a month.

3. From the counter-affidavit filed by the President of the first respondent forum, it is seen that the district administration is pleading its inability to provide necessary infrastructure etc., for holding its sittings at Amalapuram.

4. Since providing infrastructure facilities and funds to various departments is with the executive power of second respondent only, this Court in exercise of its jurisdiction under Article 226 of the Constitution of India, cannot usurp that power and issue directions to the second respondent in the terms sought by the petitioner. It is for the 2nd respondent to take appropriate decision depending on the statistical data available with it, and the convenience of the public, for whose benefit the forum is established, keeping in view the fact that of late courts, Tribunals etc., are being established taking into consideration the policy of taking justice to the doorsteps of litigants.

5. So with a direction to the second respondent to consider the representation of the petitioner and pass appropriate orders thereon as expeditiously as possible, at any rate, within a period of two months from the date of receipt of a copy of this order, this writ petition is disposed of. No costs.

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C.Y.SOMAYAJULU, J.

Date: 27th October 2005.

BSB